1954.

File No. Electricity II/42

Legal DEPARTMENT
B. BRANCH

P.15(E)/1942

Subject:—

Rules and Notifications

under the

Indian Electricity Act 1910.

File No. Electricity II /42.

Bd. Scott. Slip. 21 A

140-B.

C O N T E N T S.

Legal Department File No. Electric II/ 42.

Sr. No.	Compilation No.	Subject	Pages
		Rules & Notifications under the Indian Electricity Act. 1910.	
1.	G.R.D.No.6683 dt. 12-1-42	G.R. for Publicationin the B'bay Govt. Gazette Sec.-35.	1.
2-	O.No. 148-Confl. dt. 6-4-43	Sec. 35. --Draft order under	3-9
3.	L.R.D.No. 620/36 dt. 18-4-42	G.R. for publicationin the B'bay Govt. Gazette Rule 48(1) Notification under	9-11
4.	G.R.D.No.620/36 dt. 6-8-42	-------Do.------	13-15
5.	G.R.D.No. 6123/36 dt. 15-9.42	-------Do------	15-17
6-	O.No. 8316 dt. 14-10-42	Rule 2(1),(2) Draft subrules under	21-23
7.	G.R.D.No. 6180/36 dt. 12-10-42	G.R. for publication in the B'bay Govt. Gazette. Rule 48(1) Notification under	25-27
8.	G.R.D.No. 620/36 dt. 5-11-42	-----Do-------	29-31
9.	G.R.D.No. 3876/36 dt. 19-10-42	G.R. for phulication in the B'bay Govt. Gazette Sec. 4(3)(b) Notification under	33 35
10	O.No.506-Confl. dt. 16-11-42 R.D.No.5891/36 . 21-11-42	Section. 35 Notification under	37-39
11.	O.No. 504-Confl. 16-4-42 R.D.No.5892/36 21-11-42	-------Do-------	41-43
12	O.No.503/Confl. dt. 16-11-42 O.No. 505.Confl. dt. 16-11-42 R.D.No.5890 dt. 21-11-42 O.No. 566-Confl dt. 24-12-42	Sec. 35-(1)(.2(i),(ii) Notification under	45-61

S.A.K.

27-4 Scrd 30/4 ✓ 3.24

Thana Electric License, 1927
conferment upon the Commander,
Royal Engineers, Bombay District
certain powers which the Telegraph
Indian Telegraph Act.

GOVERNMENT OF BOMBAY.
Police Works Department.
Resolution No. 5688/36.
Bombay Castle, 12th January 1942.

Letter from the Commander, Bombay District, No. 54292/II/94/Q, d dated 17th December. 1941:-

"I have the honour to attach herewith a plan showing the route proposed for the 400 volt 3 phase overhead transmission line which will supply this Camp and to request you to confer the necessary powers for this line to be constructed early as the work is of considerable military importance."

Read memorandum from the Electrical Engineer to Government, No, L.R.M. 23/3142, dated the 23rd December 1941.

Read letter from the Postmaster General, Bombay, No. E.P.O. 6/8 dated the 6th January 1942.

RESOLUTION :- In exercise of the powers conferred by section of the Indian Electricity Act, 1910, the Government of Bombay is pleased to confer upon the Commander, Royal Engineers, Bombay District, for the placing of appliances and apparatus for the transmission of energy to the Military area at Mulund, Bombay Suburban District, the powers which the Telegraph Authority possesses under sections 10 to 19-A of the Indian Telegraph Act, 1885, subject to the terms and conditions specified in the order appended hereto.

2. Government are pleased to authorise the Secretary to the Government of Bombay, Public Works Department, to sign on behalf of Government the order as well as the map referred to therein.

3. The order should be notified in the Bombay Government Gazette.

By order of the Governor of Bombay.,

Sd/- R.H.Hammett.

Deputy Secretary to Government.

To,

*The Revenue Department.
*The Commissioner, Northern Division,.
*The Collector, Thana District.
*The Superintending Engineer, Northern Circle.
*The Electrical Engineer to Government.
*The Remembrancer of Legal Affairs.
*The postmast General, Bombay.
*The Executive Engineer, Thana Division.
*The Executive Engineer, Electrical Division.
The Thana Electric Supply Company (by a letter).

*With copy of Notification.

No. of 1942.

Copy forwarded for information and guidance to

S.A.K.
27-2

Office of the R.L.A.

A revised draft order is sent herewith.

O.C. P.N.M.

6-4

Remembrancer of Legal Affairs.

U.R. to P.W.D.No. 148 Confl. dated the 6th April 1942.

S.A.K.
27-4

Draft Order.

Public Works Department.

B Bombay Ca-stle, 1942.

No. 5696/36:- Whereas by Government Notification in the Public Works Department No. 3396/38 , dated the 18th September 1939, the Government of Bombay was pleased to constitute under section 35 of the indian Electricity Act, 1910(IX of 1910) (hereinafter freferred to as "the said Act"), an Advisory Board (hereinafter referred to as "the Board") for the area covered by the Hubli Electric Licence, 1924 (hereinafter referred to as "the said licence");

And whereas in pursuance of the first proviso to clause XI of the Schedule to the said Act, the Government of Bombay referred to the Boared the matter regarding alterations, if any, to be made in the maxima charges for the supply of energy fixed by the said licence;

And whereas the Board has recommended certain alterations in these charges;

Now, therefore, in pursuance of the provisions of the first proviso to clause XI of the Schddule to the said Act, and in accordance with the recommendations of the Board, the Government of Bombay is pleased to order that with effect from ** 1942 the maxima charges for the supply of energy fixed by the said licence, and specified in the third annexure thereto, shall be altered as follows, namely:-

To be filled in by the P.W.D.

S.A.K.

27-4

(1) The rate of annas eitht per unit consumed for lighting, fans and heating purposes specified in sub-clause (a) of clause (2) of the said annexure shall be altered as follows:-

(i) where the energy is supplied for lights and fans the rate shallbe altered to annas six per unit;

(ii) where the energy is supplied for domestic heating, cooking, refrigeration and appliances including radios and battery charging, the rate shall be altered to annas three per unit:

Provided that where there is no special circuit for the supply of energy for such purposes, the rate shall be that prescribed in respect of energy supplied for lights and fans.

(2) The rate specified in sub-clause (b) of clause (2) of the said annexure for the energy supplied for power and purposes other than those specified in sub-clause (a) of the said clause (2) shall be altered as follows:-

For the energy supplied for such purposes-

(i) upto and including 5 B.H.P., the rate shall be altered to annas two per unit in addition to a fixed charge of Rs. 3/- p. m. per B.H.P. connected;and

(ii) above 5 B.H.P. , the rate shall be altered to anna one and pies nine per unit in addition to a fixed charge of Rs. 2/- p.m. per B.H.P. connected.

(3) The rate of rupee one p-m- for hire of meter specified in sub-clause (a) of clause (2) of the said annexure shall be altered to annas eight p.m. for single and three phase service meter.

By order of the Governor of Bombay,

Secretary to Government.

S.A.K. 27-4

Office of the R.L.A.

The Rule appears to provide sufficiently clearly for the levy of fees in the case stated by the Electrical Engineer to Government at page 17 of this file

In order however to make the position clearer sub-rules (1) and (2) of rule 2 may be recast as in the appended draft.

Sd/- P.N.Hoos

14-10

Remembrancer of Legal Affairs.

U.R. to P.W.D. No. 8316, dated the 14th October 1942.

S.A.K.

27-4

Draft sub-rules (1) and (2) of rule 2.

2. Levy of Fees:- (1) Fees for periodical inspections, examinations or tests made under the provisions of the Indian Electricity Act, 1910, and the rules thereunder, shall be levied in accordance with the rates prescribed and from the persons mentioned in scales "A" to "D" in the Schedule hereto;

Provided that in the case of a second or subsequent inspection, examination or test made within a period of twelve months from the date of the first inspection, examination or test,-

(a) one half of the fees prescribed in the said scales "A" to "D" shall be levied if in the opinion of the Electric Inspector the second or subsequent inspection, examination or test is necessitated by the neglect or failure of th licensee or owner to carry out within a stipulated time any written order of the Electric Inspector or by a breach of any of the provisions of the Indian Electricity Act, 1910 or the rules thereunder; and

(b) no fees shall be levied if the second or subsequent inspection, examination or test is not so necessitated.

(2) Fees for initial inspections, examinations, or tests of an installation made under the provisions of the Indian Electricity Act, 1910 and the rules thereunder shall be levied in accordance with and from the persons mentioned in scales "E" to "G" and as expressly provided in scale "C" in the Schedule hereto:

Provided that if, in the opinion of the Electric Inspector, a secondor subsequentinspection is necessitated by the neglect or failure of the licensee, the telephone company or the

the owner as the case may be, to carry out within a stipulated time any written orderof the Electric Inspector; or by a breach of any of the provisions of the Indian Electricity Act, 1910, or the rules thereunder, the fee for such second or subsequent inspection, examination or test shall be one half of the fee prescribed in the said scales "B" to "G".

Provided further that if an extension to or an alteration in the installation made since the date of the last initial or periodical inspection, examination or test of the installation, is inspected, examined or tested within twelve months of that date, a spparate fee shall be levied in respect of such extension or alteration in accordance with the rates prescribed and from the persons mentioned in the said scales "A" to "D".

S.AK.

27-4

Indian Electricity Rules, 1937, Exemption of demonstrations of Electric Are Welding Plant to be carried out by Messrs. Guest , Keen, Williams Ltd., Bimbay, from the provisions of sub-rule (1' of rule 48.

GOVERNMENT OF BOMBAY.
Public Works Department.
Resolution No. 6180/36.
Bombay Cstle, 12th October 1942.

Letter from Messrs. Guest, Keen Williams, Ltd.,No.T/L/7931, dated the 30th September 1042 :-

"The following is an extract from the Chief Electrical Engineer to Government , P.W.D., Bombay letter No. 2415of 29-9-1942.:-

'I have the honour to acknowledge receipt of your letter No. T/L/7776, dated the 26th instant, and to inform cu that, if your demonstrations are carried out under the personal supervidion of Mr. G.R.Thom (ho was issued a class I competency Certificate and Licence in 1932), an application should be made to Governmentin the Punlic Works Department under the proviso to rule 48 of the ,ndian Electricity Rules 1937 , for permission to carry out the demonstrations in question without employing a licensed electrical contractor'

This is in reply to our letter No. T/L/7776 of 25.9.1942. of which I enclose a copy.

We will be very grateful if you wo-uld arrange to grant the necessary permission for the carrying out of these demonstrations without employing a licensed electrical contractor.

The matter is urgent as we have a number jof Welding sets under clearance which are required for urgent war work."

RESOLUTION:- In exercise of the powers conferred by the first proviso to sub-rule (1) of Rule 48 of the indian Electricity Rules 1937, the Govérnment of Bombay is pleased to exempt the demonstrations of Electric Arc Welding Plants to be carried out by Messrs. Guest, Keen, Williams Ltd., Bombay, from so much of the said Sub-rul (1) as requires such demonstra tions to be carried out by an electrical contractor licensed by the Provincial Government in that behalf, subject to the condition that such demonstrations will be carried out under the direct supervision of a person holding a competency certificate issued by the Provincial Govt. The requisite Notification should be published in the Bombay Government Gazette.

By order of the Govrnor of Bombay ,

Sd/- R.H.HAMMETT,

Deputy Secretary to Government.

TO

*The Collector of Bombay.
*The Electrical Engineer to Government.
*The Remembrancer of Legal Affairs.

*With a copy of Government Notification. of 1942.

Copy forwarded for information and guidance to

S.A.K.
25-4

Office of the R.L.A.

The draft order on pages 27-29 ante, as amended, is in order.

Sd/- P.N.Moos,

14-11-

Remembrancer of Legal Affairs.

U.R. to P.W.D., No. 506-conf., dated the 16th November 1942.

S.A.K.

27-4

Indian Electricity Rules, 1937.
Exemption of works to be carried out by the Bombay Port Trust, from the Provision of sub-rul, (1) of rule 48

GOVERNMENT OF BOMBAY.
Public Works Department.
Resolution No. 620/36.
Bombay Castle, 5th November 1942.

Letter from the Chief Engineer, Bombay Port Tuust , No.E/2-A/14745, dated the 16th October 1942.

"I have the honour to state that in accordance with Government Notification, P.W.D., No. 620/36-I, dated 28th August 1941, an Electrial Contractor's License No. B.C. /292 has been issued to the Bombay port Trust by the Licensing Board. It is however observed rom Bombay Government Notification, P.W.D. No. 620/36-II, dated 28th August 1941 that certain administration, institutions, etc. have been exempted from the operation of sub-rule (1) of Rule 48 of the Indian Electricity Rules 1937 in so far as their own works are concerned. The Port Trustees own large electrical installations including work-shops and employ qualified electrial s-taff including Competency Certificate holders. In the circumstances I request that Government my be pleased to exempt the Bombay Port Trust from the operation of the said Rule."

RESOLUTION: - In exercise of the powers confer red by the first proviso to sub-rule (1) of rule 48 of the Indian Electricity Rules 1937 the Govement of Bombay is pleased to exempt the works to be carried out by the Bombay ort Trust from so mush of the said sub-rule (1) as requir-es such works to be carried out by an electrical contractor licensed by the Provincial Government in that behalf subject to the con dition that such workswill be carried out under the direct supervision of a person holding a competency certificate issued by the Provincial Government. The requisite Notification should be published in the Bombay Government Gazette.

By order of the Governor of Bombay,

Sd/- R.H.HAMMETT,

Deputy Secretary to Government.

To,

*The Political and Services Department.
*The Chairman, Bombay Port Trust.
*The Electrical Engineer to Government.
*The Remembrancer of Legal Affairs.

*With a copy of Government Nofication.

.....

No. of 1942.

Copy forwarded for information and guidance to

S.A.K.
27-4

Office of the R.L.A?

The draft order on pages 27-29 supra, a amended, is in order.

Sd/-P.N.Moos

14-11

Remembrancer of Legal Affairs.

U.R. to P.W.D., No. 504-Confl., dated the 16th November 1942-

S.A.K.

27-4

Office of the R.L.A.

The draft order on pages 29-30 ante, as amended, is in order.

2. For the reasons stated in R.L.A's opinion No. 208-P-Confl., dated 17th September 1941, the change suggested by the Electrical Engineer in paragraph 3, of his endorsement at page 35 has not been included in the revised draft order.

O.C. P.N.M.

14-11

Remembran cer of Legal Affairs.

U.R. to P.W.D., No. 503-Confl., dated the 16th November 1942.

S.A.K.
27=4

Office of the R.L.A.

The draft order on pp. 29-31 ante, as amended, is in order.

2. The Board has recommended the maximum rate of annas two per unit where energy is supplied not only for domestic heating cooking, refrigeration and appliances including radios, but also for battery charging. In the revised draft order reference is accordingly made also to battery charging .

O.C. Sd/- P.N.M.

14-11

Remembrancer of Legal Affairs.

U.R. to P.W.D. No. 505 Confl, dated the 16th November 1942.

S.A.K.

X 27-4

Office of the R.L.A.

The modifications made in pencil in clause (2)(1) and (11) on page 30 ante, as X slightly amended, are in order.

Sd/-P.N.Moos

23-2

Remembrancer for Legal Affairs.

U.R. to P.W.D., No,566-Confl ., dated the 24th December. 1942

S.A.E.
27-4